

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
KATHOL NATURAL GAS, INC.	For plaintiff:
vs	Jack N. Hays 2010 4th National Bank Bldg Tulsa, Oklahoma 74119
* MAC ENGINEERING CORPORATION, SOUTHLAND STEEL COMPANY, A. J. McALISTER, Jr. B. R. CARTWRIGHT and W. B. BERARD	C. H. Rosenstein and David L. Fist, 300 McFarlin Building, Tulsa, Okla., 74103 918 585-9211
MAC ENGINEERING CORPORATION,* Third-Party Plaintiff,	Frederic Dorwart (MAC Engineering) 4th Nat'l Bk. Bldg. (Southland Steel) Tulsa, Oklahoma 74119
vs	
Gerald Kathol and David L. Gray	
*Mickey D. Wilson, Trustee for Mac Engineer- ing Corporation, bankrupt, is substituted for Mac Engineering Corp. defendant and 3rd party plaintiff by Order of 11-13-70.	For defendant: Frederic Dorwart 4th Nat'l Bk. Bldg. Tulsa, Okla. 74119 for (MAC Engineering, Southland Steel Co., A.J. McAlister, B.R. Cartwright and W.B. Berard). Mickey D. Wilson (Trustee) Center Office Bldg., Tulsa Schuman, Pray, Scott & Livingston (Attys for Trustee) Fourth Natl. Bldg., Tulsa 74119
	Sam Manipella <i>See McAlister, Southland Steel</i> Edgar, Manipella and Williams <i>Mac Eng. Co.</i> 1920 So. Lewid Tulsa, Oklahoma

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 11-1-69	Clerk	1969			
		10-8	Hays	15 00	
J.S. 6 mailed 5-1-71	Marshal	10-9-69	C/D 16		15 00
Basis of Action: Breach of contract	Docket fee				
	Witness fees				
Action arose at: Kansas	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-8-69	Complaint filed and summons issued. ds	
10-27-69	Order extending time within which to file responsive pleading, filed. (JS-DC)ds	
10-27-69	Withdrawal of Jack N. Hays, as counsel for plaintiff, filed. e	
10-29-69	Appearance of C. H. Rosenstein and David L. Fist as attorney for plaintiff, filed. e	
11-7-69	Return on service of writ, filed. Served W. B. Berard personally at Tulsa, Okla. on 10-15-69. (Fees: \$5.18)m	
11-7-69	Return on service of writ, filed. Served Southland Steel Co. by serving B. R. Cartwright, Serv. Agent, and served B. R. Cartwright personally at Tulsa, Okla., on 10-14-69. (Fees: \$8.18)m	
11-7-69	Return on summons, filed. Served Mac Engineering Corp. by serving A. J. McAlister, Jr., Pres., and served A. J. McAlister, Jr., personally at Tulsa, Okla., on 11-7-69. (Fees: \$8.64)m	
11-12-69	Application for an Additional Extension of Time filed by defendants. h	
11-13-69	Order Extending Time within which to file responsive pleading filed. It is ordered that each and all defendants granted until 11-26-69 in which to file responsive pleadings in this cause. (AEB-J)h	
11-25-69	Motion to Dismiss, Motion To Strike, Answer, Counterclaim and Third-Party Claim, filed, and Summons issued. js	
12-1-69	Return on service of summons, filed. Served David L. Gray at Wichita, Kansas, on 11-26-69. Served Gerald Katholat Wichita, Kansas, on 11-26-69. (Affidavit for \$10.00) ds	
12-1-69	Brief in support of motion to dismiss, etc., of defts Southland Steel Company, A. J. McAlister, Jr., B. R. Cartwright, W. B. Berard and Mac Engineering Corp., filed. m	
12-12-69	Application of plaintiff for additional time to file responsive pleading to counterclaim, filed. m	
12-12-69	Order extending time within which to file responsive pleading to counterclaim to 12-26-69, filed. (MME-Clerk)m	
12-12-69	Motion to dismiss of Third Party Defendants, filed. m	
12-24-69	Memorandum Brief of Third-Party Deft. in Support of Motion to Dismiss, filed. js	
12-29-69	Answer to counterclaim, filed. m	
12-29-69	Motion for discovery and production of documents, filed. m(of plaintiff)	
1-14-70	Brief of third party plaintiff, Mac Engineering Corporation, in response to third-party defendants' motion to dismiss, filed. b	
1-19-70	Plaintiff's brief in response to motions to dismiss of Southland Steel Co., A. J. McAlister, Jr., B. R. Cartwright and W. B. Berard, filed. g	
1-26-70	Memorandum brief in opposition to motion for discovery and production of documents, filed. m	
1-27-70	Case called for hearing on motions. Court orders that defendant's motion to dismiss and to strike, to be ruled on 10 days after audit. Motion to dismiss of Third-Party defendants, taken under advisement. Plaintiff's motion for discovery and production of documents moot, based on agreement of parties. (AEB-J)h	
1-29-70	Minute Order: Arthur Young and Co., appointed to take audit. (AEB-J)h	
4-16-70	Order overruling motion to strike, filed. (AEB-J) ds	
4-16-70	Order overruling motion to dismiss Third Party Complaint, filed. (AEB-J) ds	
4-24-70	Answer of Third-Party defendants filed. h	
6-4-70	Parties to hold pre-trial prior to 7-7-70, and file pre-trial order not later than 7-12-70. (AEB-J)v	
6-24-70	Defendant's interrogatories, filed. ds	
7-20-70	Application for extension to time to file pre-trial order and	

(over)

DATE	PROCEEDINGS	Date Order or Judgment Noted
	and Application for extension of time to answer Interrogatories. filed, v	
7-24-70	Order, extending time to answer defendants interrogatories to August 14, 1970, filed. (AEB-J) ds <i>copy mailed attys.</i>	
8-24-70	Second application of Kathol Natural Gas, Inc. for extension of time to file pre-trial order, and second application for extension of time to answer interrogatories, filed. g	
8-24-70	Second Application for extension of time to file pre-trial order and Second Application for extension of time to answer interrogatories filed by pltf., filed. v	
8-25-70	Order that plft is granted the extension of time until 9-25-70, filed (AEB-J)v	
11-10-70	Motion for substitution of parties, filed by plaintiff. ds	
11-13-70	Order Allowing Substitution of Parties filed. It is ordered that Michkey D. Wilson, Trustee for Mac Eng. Corp., a bankrupt is substitution for Mac Eng. Corp., def. and third party plaintiff. (AEB-J)h	
12-11-70	Withdrawal of Counsel by Frederic Dorwart, filed. v	
12-11-70	Order allowing withdrawal of Frederick Dorwart and Holliman, Langholz, Runnels & Dorwart as counsel for Mac Engineering Corporation, Southland Steel & Mr. A. J. McAlister, Jr. (AEB-J)v filed. v	
1-6-71	It is ordered that case set for disposition on Tues. 1-12-71 at 10am. (AEB-J)h	
1-12-71	Case called for hearing on disposition. Parties present and represented. Parties announce that disclaimer hearing to be held in bankruptcy court on 1-19-71 for the reason of substituting 4th Natl Bank as defendant, and case stricken from docket of this date. (AEB-J)h	
4-15-71	Appearance of Counsel of Sam Manipella, for A. J. McAlister, Southland Steel and Mac Engineering Corporaton, filed. r	
4-15-71	Motion for Substitution of Parties, filed by the Plft. Filed. r	
4-15-71	Order for Substitution of Parties, (AEB-J) Filed. r <i>copy mailed to attys</i>	
4-15-71	Plaintiff's Stipulation for Dismissal, filed. r	
4-15-71	Order of Dismissal, filed. / (AEB-J) r <i>copy mailed to attys</i>	
4-15-71	Appearance of counsel, Charles Gotwals, Jr., of Gable, Gotwals, Hays, Rubin and Fox, as atty. for The Fourth Natl. Bank of Tulsa, filed. m	

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